IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA WESTERN DIVISION

ISLET SCIENCES, INC., Plaintiff, v. AVOLYNT, INC., BRIGHTHAVEN : 5:19-CV-145-D VENTURES, LLC, WILLIAM WILKISON, : and JAMES GREEN, Defendants. And AVOLYNT, INC., BRIGHTHAVEN VENTURES, LLC, WILLIAM WILKISON, : and JAMES GREEN, Third-Party Plaintiffs, v. ISLET SCIENCES, INC., JOHN F. STEEL, : IV., LARRY K. ELLINGSON, JAMES A. HARPER, RICHARD D. PILNIK, EUGENE : M. MANNHEIMER, and GARY R. **KEELING** Counterclaim/Third-Party Defendants.

JOINT STATUS REPORT RE SETTLEMENT DISCUSSIONS

Pursuant to the Court's Order [ECF No. 158], Plaintiff/Counterclaim Defendant Islet Sciences, Inc.; Third-Party Defendants John Steel, Larry Ellingson, James Harper, Richard Pilnik, Eugene Mannheimer, and Gary Keeling; and Defendants Avolynt, Inc., Brighthaven Ventures LLC, James Green, and William Wilkison (collectively, the "Parties"), provide the following joint status report regarding settlement discussions:

Since the Court's Order, settlement discussions have continued by (1) electronic mail; and (2) through a principals-only in-person meeting of the Parties. As a result of those discussions, the Parties have now scheduled formal mediation on December 10, 2021.

Additionally, the Parties have agreed to request, by separate joint motion, a further extension of case deadlines to facilitate their continued discussions.

Dated: November 22, 2021 Respectfully submitted,

/s/ Alec P. Harris

Alec P. Harris

Francisco A. Villegas ARMSTRONG TEASDALE LLP 919 Third Ave, 37th Floor New York, NY 10022 Phone: (212) 209-4436 fvillegas@atllp.com

Charles W. Steese
IJay Palansky
Alec P. Harris
ARMSTRONG TEASDALE LLP
4643 S. Ulster St. Ste. 800
Denver, CO 80237
Phone: (720) 200-0676
csteese@atllp.com
ipalansky@atllp.com
aharris@atllp.com

Counsel for Plaintiff/Counterclaim Defendant Islet Sciences, Inc. and Third-Party Defendants John F. Steel, IV, Larry K. Ellingson, James A. Harper, Richard D. Pilnik, Eugene M. Mannheimer, and Gary R. Keeling

/s/ Robert C. Van Arnam

Robert C. Van Arnam WILLIAMS MULLEN 301 Fayetteville Street, Suite 1700 Raleigh, NC 27601

Telephone: (919) 981-4055 Facsimile: (919) 981-4300

rvanarnam@williamsmullen.com

Rule 83.1 Counsel for Counsel for Plaintiff/Counterclaim Defendant Islet Sciences, Inc. and Third-Party Defendants John F. Steel, IV, Larry K. Ellingson, James A. Harper, Richard D. Pilnik, Eugene M. Mannheimer, and Gary R. Keeling

PARRY LAW, PLLC

/s/ K. Alan Parry

K. Alan Parry (North Carolina State Bar No. 31343)

100 Europa Drive, Suite 351 Chapel Hill, NC 27517 Telephone: (919) 913-3320

Fax: (919) 869-2600

E-mail: kap@parryfirm.com

Attorneys for Defendants/Counterclaim-Plaintiffs Avolynt, Inc., Brighthaven Ventures, LLC, William Wilkison, and James Green

CERTIFICATE OF SERVICE

I hereby certify that the foregoing was served on all counsel of record via the CM/ECF system.

Dated: November 22, 2021

By: <u>/s/ Marina Brainerd</u>
Marina Brainerd